

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Fink et al.

Docket No.: M03A287

Serial No: 10/064,154

Filed: June 14, 2002

For: ENVIRONMENTAL AIR STERILIZATION SYSTEM

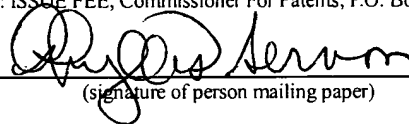
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June 30, 2005

(date)

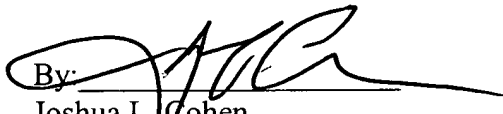
Sir:

COMMENTS ON STATEMENT OF REASON FOR ALLOWANCE (37 C.F.R. § 1.104 (e))

According to 37 C.F.R. § 1.104 (e), if the Examiner believes the record of prosecution as a whole does not make clear his or her reasons for allowing a claim or claims, the Examiner may set forth such reasoning (emphasis added). It respectfully is submitted that the record as a whole in the present case speaks for itself and requires no issuance of the Examiner's Reason for Allowance, and accordingly any reason for allowance promulgated by the Examiner is not to impart any negative inferences or otherwise limit the scope of the allowed claims.

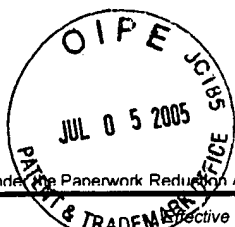
MPEP 1302.14 states in part that the setting forth of reasons for allowance is not mandatory on the Examiner's part. This section further notes that in general, the Examiner's actions and the applicants replies make evident the Reasons for Allowance, satisfying "the record as a whole" proviso of the Rule. It respectfully is submitted that such is the case with the present application, particularly as the requirements of 37 C.F.R. 1.111 (b) and (c) have been fully compiled with; thereby making the reasons for allowance evident from the official record.

Respectfully submitted,

By: 
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Date: June 30, 2005

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PTO/SB/17 (12-04v2)

Approved for use through 07/31/2006. OMB 0651-0032

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Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 1700.00

Complete if Known

Application Number	10/064,154
Filing Date	June 14, 2002
First Named Inventor	Fink et al.
Examiner Name	Versteeg, Steven H.
Art Unit	1753
Attorney Docket No.	M03A287

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit Card ☐ Money Order ☐ None ☒ Other (please identify): The Deposit Account☒ Deposit Account Deposit Account Number: 50-2924 Deposit Account Name: BOC, Inc.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, **except for the filing fee**☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEESFee Description

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Fee (\$)	Small Entity Fee (\$)
50	25
200	100
360	180

<u>Total Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
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 $\text{HP} - 20 \text{ or HP} = \text{ } \times \text{ } = \text{ }$

HP = highest number of total claims paid for, if greater than 20.

<u>Indep. Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
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 $\text{HP} - 3 \text{ or HP} = \text{ } \times \text{ } = \text{ }$

HP = highest number of independent claims paid for, if greater than 3.

<u>Multiple Dependent Claims</u>	
<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

<u>Total Sheets</u>	<u>Extra Sheets</u>	<u>Number of each additional 50 or fraction thereof</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
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 $\text{Total Sheets} - 100 = \text{ } / 50 = \text{ } \text{ (round up to a whole number)} \times \text{ } = \text{ }$ **4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Publication Fee and Large Entity Utility Patent Issue FeeFees Paid (\$)

1700.00

SUBMITTED BY

Signature

Registration No. 34,307
(Attorney/Agent)

Telephone 908-771-6167

Name (Print/Type) JOSHUA L. COHEN

Date June 30, 2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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